

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

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DELAWARE COUNTY,  
PENNSYLVANIA, RECORDER OF  
DEEDS, by and through THOMAS J.  
JUDGE, Sr.,

Plaintiffs,

v.

MERSCORP, INC. n/k/a MERSCORP  
HOLDINGS, INC. *et al.*,

Defendants.

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Civil No. 2:13-cv-06517-CDJ

Hon. C. Darnell Jones

**DEFENDANTS' NOTICE OF SCHEDULING STIPULATION**

On February 12, 2014, the Court issued an Order granting Plaintiff's motion to stay briefing in connection with Defendants' pending Motion to Dismiss until after Plaintiff's motion to remand is decided. Order (ECF 65). However, before the Order was entered, the parties reached an informal resolution of Plaintiff's motion to stay under which Plaintiff agreed to withdraw the motion and respond to the Motion to Dismiss no later than March 11, 2014. A few minutes before the Court entered its Order, Defendants submitted a joint stipulation reflecting the parties' agreement by e-mail to the Clerk's Office in accordance with the Court's Rules. *See* Exhibit 1 hereto. Defendants accordingly respectfully request that the Court enter the stipulation agreed to by the parties.

Respectfully submitted,

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Dated: February 18, 2014

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*Counsel for Defendant State Farm Bank,  
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# EXHIBIT 1

**Parrish, Rachael L.**

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**From:** Parrish, Rachael L.  
**Sent:** Wednesday, February 12, 2014 5:05 PM  
**To:** 'ecf\_clerksoffice@paed.uscourts.gov'  
**Cc:** Reichner, Henry F.  
**Subject:** Delaware County, Pennsylvania, Recorder of Deeds, et al v. MERSCORP, Inc., et al. -  
USDC ED Pa., No. 2:13-06517 - STIPULATION FOR EXTENSION OF TIME  
**Attachments:** [Untitled].pdf

To the Clerk -

Attached is a Stipulation for Extension of Time for Plaintiff to Respond to Motion to Dismiss and Withdrawing Plaintiff's Motion for Stay in the above-captioned case.

Thank You,  
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February 12, 2014

Clerk  
United States District Court for the Eastern  
District of Pennsylvania  
5613 U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1797

Re: Delaware County, Pennsylvania, Recorder of Deeds, et al. v. MERSCORP, Inc., et al.,  
No. 2:13-cv-06517-CDJ

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To the Clerk:

Enclosed please find a Stipulation and [Proposed] Order (1) Extending Time for Plaintiff to Respond to Motion to Dismiss and (2) Withdrawing Plaintiff's Motion for Stay in the above-captioned matter.

Respectfully,



Henry F. Reichner

Enclosures

cc: Simon Bahne Paris (via email)  
Patrick Howard (via email)  
Charles J. Kocher (via email)  
Carmen P. Belefonte (via email)  
Joseph F. Yenouskas (via email)  
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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

DELAWARE COUNTY,  
PENNSYLVANIA, RECORDER OF  
DEEDS, by and through THOMAS J.  
JUDGE, Sr., in his official capacity as the  
Recorder of Deeds of Delaware County,

Plaintiffs,

v.

MERSCORP, INC. n/k/a MERSCORP  
HOLDINGS, INC., *et al.*,

Defendants.

Civil No. 2:13-cv-06517-CDJ

Hon. C. Darnell Jones

**STIPULATION AND [PROPOSED]  
ORDER (1) EXTENDING TIME FOR  
PLAINTIFF TO RESPOND TO  
MOTION TO DISMISS AND (2)  
WITHDRAWING PLAINTIFF'S  
MOTION FOR STAY**

**STIPULATION AND [PROPOSED] ORDER (1) EXTENDING  
TIME FOR PLAINTIFF TO RESPOND TO MOTION TO DISMISS  
AND (2) WITHDRAWING PLAINTIFF'S MOTION FOR STAY**

Pursuant to Local Civil Rule 7.4(b), Plaintiff Thomas J. Judge, Sr. ("Plaintiff") and Defendants MERSCORP Holdings, Inc. f/k/a MERSCORP, Inc., Mortgage Electronic Registration Systems, Inc., Wells Fargo Bank, N.A., Bank of America, N.A., EverBank f/k/a EverHome Mortgage Company, CitiMortgage, Inc., Santander Bank, N.A. f/k/a Sovereign Bank, N.A.,<sup>1</sup> J.P. Morgan Chase Bank, N.A., Credit Suisse Financial Corporation, State Farm Bank, F.S.B., and HSBC Finance Corporation (collectively, "Defendants"), by and through their undersigned counsel, hereby stipulate and respectfully request that the Court order as follows:

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<sup>1</sup> Effective October 17, 2013, Sovereign Bank, N.A. changed its legal name to Santander Bank, N.A.



On January 7, 2014, Plaintiff filed an Amended Complaint (ECF No. 41).

On January 8, 2014, Plaintiff filed a Motion for Remand this action to the Court of Common Pleas of Delaware County ("Motion to Remand") (ECF No. 42).

On January 31, 2014, Defendants filed a Motion to Dismiss Plaintiff's Amended Complaint ("Motion to Dismiss") (ECF No. 47). Pursuant to Local Rule 7.1(c) and Fed. R. Civ. P. 6(d) and (6)(a)(6)(A), Plaintiff's deadline to respond to the Motion to Dismiss is February 18, 2014.

On February 7, 2014, Plaintiff filed a Motion for Stay of All Motion to Dismiss Briefing Until the Court Rules on Plaintiff's Motion to Remand ("Motion for Stay"), (ECF No. 53), and a Motion for Expedited Consideration of Motion for Stay ("Motion for Expedited Consideration") (ECF No. 54).

The parties have conferred about Plaintiff's Motion for Stay and Motion for Expedited Consideration. They have agreed and stipulated, subject to approval by the Court, that:

- (1) Plaintiff shall have until March 11, 2014 to oppose the Motion to Dismiss;
- (2) Plaintiff withdraws his Motion for Stay and Motion for Expedited Consideration, and agrees that he will not seek further extension of the March 11, 2014 deadline to oppose the Motion to Dismiss; and
- (3) The extension in paragraph 1, above, is without prejudice to any further extension as may be agreed upon by the Parties.

DATED: February 12, 2014

Respectfully submitted,

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IT IS SO ORDERED

Dated \_\_\_\_\_ 2014

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C. Darnell Jones II  
United States District Judge

**CERTIFICATE OF SERVICE**

I certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on February 12, 2014.

/s/ Henry F. Reichner

**CERTIFICATE OF SERVICE**

I certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on February 18, 2014.

/s/ Henry F. Reichner  
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